

[SEE SIGNATURE PAGE FOR COUNSEL]

E-FILED - 1/3/11

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE GOOGLE LITIGATION

Case No. CV 08-03172 (RMW)

STIPULATION AND ☐
ORDER EXTENDING TIME TO CONDUCT
MEDIATION

STIPULATION AND ☐ ORDER EXTENDING TIME TO CONDUCT MEDIATION

Case No. CV 08-03172-(RMW)

Pursuant to Northern District ADR Local Rule 6-5, Plaintiff Software Rights Archive, LLC and Defendants Google Inc., Yahoo! Inc., AOL LLC, and Lycos, Inc, through their respective attorneys, hereby stipulate and agree to extend time to conduct mediation.

The requested extension is based on the parties' discussions with the Court at the Case Management Conference held in this case on November 19, 2010. During that conference, the parties proposed, and the Court agreed, that mediation after the *Markman* ruling in this case likely would be more productive than mediation before the *Markman* ruling. Assuming that the *Markman* ruling issues on or before April 1, 2011, the parties therefore respectfully request an extension to conduct mediation until May 13, 2011.

The parties also note that the ADR unit has assigned Ms. Debra Mellinkoff as the mediator in this case. The parties had previously discussed and agree, however, that private mediation before a mutually-agreed upon mediator is most likely to be productive in this case. The parties therefore respectfully request that they be allowed to mediate before a mutually agreed upon private mediator.

DATED: December 17, 2010

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Attorneys for SOFTWARE RIGHTS ARCHIVE,
LLC.

DECLARATION OF CONSENT

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from counsel for Defendants Google Inc. and AOL LLC, and counsel for Plaintiff Software Rights Archive, LLC.

Dated: December 17, 2010

By: /s/ Richard S.J. Hung
Richard. S.J. Hung

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE GOOGLE LITIGATION

Case No. CV 08-03172 (RMW)

☐ ORDER EXTENDING TIME
TO CONDUCT MEDIATION

Pursuant to the parties' stipulation, the time to conduct mediation in the above-captioned matter is hereby extended to May 13, 2011, subject to revisiting depending on the timing of the Court's *Markman* ruling. Mediation will occur before a mediator to which the parties mutually agree.

Dated: 1/3/11


Honorable Ronald M. Whyte
Judge of the United States District Court